

ASSIGNED

Nº 45732

AMENDED
APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office. JUN 1 1982
 Returned to applicant for correction. JUL 20 1982
 Corrected application filed. NOV 17 1982
 Map filed. NOV 17 1982 under 45730

The applicant CONOCO, INC.

555 Seventeenth Street, of Denver

Street and No. or P.O. Box No.

City or Town

Colorado (80202)

State and Zip Code No.

hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Delaware Corporation,
predecessor corporation originally qualified in Nevada on October 18, 1949.

1. The source of the proposed appropriation is Pit No. 3
Name of stream, lake, spring, underground or other source
2. The amount of water applied for is 2.0 second-feet
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet
3. The water to be used for Mining, milling and domestic (including dewatering of the pit)
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated:
 - (b) Stockwater, state number and kinds of animals to be watered:
 - (c) Other use (describe fully under "No. 12. Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point: SE 1/4 SE 1/4 Section 29, T39N, R42E,
Describe as being within a 40-acre subdivision of public
MDM, or at a point from which the South 1/4 corner of Section 28, T39N, R42E,
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
MDM bears, S 83° 54' E a distance of 3045 feet.
6. Place of use Section 33 and Section 35, T39N, R42E, MDM, Section 1, Section 3 and
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
Section 5, T38N, R42E, MDM.
7. Use will begin about January 1st and end about December 31st, of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Pump to be placed in pit, pipeline
State manner in which water is to be diverted, i.e. diversion structure, ditches and
constructed to Place of Use, open ditches to natural drainage area.
flumes, drilled well with pump and motor, etc.
9. Estimated cost of works \$40,000.00

10. Estimated time required to construct works Five Years
 If well completed, describe works.
11. Estimated time required to complete the application of water to beneficial use Ten Years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
- Initially, water will be pumped to dewater the pit to expose ore within the
pit. Thereafter, water will be used for other mining and milling purposes.
Estimated annual consumption is 100 million gallons.
- CONOCO, INC.
 By s/ Richard W. Arden, Agent
 950 Industrial Way
 Sparks, Nevada (89431)
- Compared ds/bl br/bc
- Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal, and local agencies.
 (PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second.

Work must be prosecuted with reasonable diligence and be completed on or before December 4, 1986

Proof of completion of work shall be filed before January 4, 1987

Application of water to beneficial use shall be made on or before December 4, 1989

Proof of the application of water to beneficial use shall be filed on or before January 4, 1990

Map in support of proof of beneficial use shall be filed on or before

Completion of work filed JAN 30 1987 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed FEB 06 1992 State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed my office, this 18th day of APRIL

Certificate No. 13807 Issued JAN 27 1994 A.D. 19 84

Peter G. Morros
 State Engineer

(PERMIT TERMS CONTINUED)

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

This permit is issued only for the non-consumptive use of dewatering a pit with the total amount of water to be diverted from the pits under Permits 45730, 45731 and 45732 limited to 300 million gallons annually.

